

## Message Text

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PAGE 01 CARACA 00640 211626Z

ACTION OES-06

INFO OCT-01 ARA-06 ISO-00 L-03 EUR-12 FEA-01 ACDA-07  
AGRE-00 AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01  
COME-00 DLOS-06 DODE-00 DOTE-00 EB-08 EPA-01 ERDA-05  
FMC-01 TRSE-00 H-01 INR-07 INT-05 IO-13 JUSE-00  
NSAE-00 NSC-05 NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02  
SS-15 USIA-06 SAL-01 /128 W

-----212217Z 129464 /64

R 211539Z JAN 77

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 6311

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E.O. 11652: N/A

TAGS: EFIS, PLOS, PFOR, VE, US

SUBJECT: P.L. 94-265, FOREIGN FISHING OFF U.S.

COAST AFTER MARCH 1, 1977

REF: 76 STATE 294724

1. EMBASSY UNABLE TO MAKE APPROACH REQUESTED IN REFERENCE  
DURING DECEMBER BECAUSE MANY GOV OFFICIALS ON CHRISTMAS  
HOLIDAY.

2. ON JANUARY 6, EMBASSY LOS OFFICER MADE PRESENTATION  
REQUESTED IN THE REFERENCE TO ADMIRAL LUCES, HEAD OF THE  
FRONTIERS DIVISION OF THE VENEZUELAN FOREIGN MINISTRY AND  
GAVE HIM COPY OF PL 94-265. LOS OFFICER MENTIONED SPECIFICALLY  
THE TWO FISHING VESSELS WHICH HAD INTENDED TO FISH OFF U.S.  
EAST COAST. ADMIRAL LUCES EXPRESSED APPRECIATION FOR REMINDER  
AND COPY OF LAW.

3. ON JANUARY 11, LOS OFFICER REPEATED PROCEDURE DESCRIBED  
PARA 2 WITH ANDRES AGUILAR, HEAD GOV LOS DELEGATION.

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PAGE 02 CARACA 00640 211626Z

AGUILAR EXPRESSED APPRECIATION FOR THE REMINDER AND IN  
PARTICULAR FOR THE COPY OF PL 94-265. HE COMMENTED  
THAT EVEN THOUGH LOS CONFERENCE HAS NOT YET PRODUCED  
NEW TREATY, A LAW OF THE SEA IS BEING MADE DURING PERIOD  
OF NEGOTIATIONS AS EVIDENCED BY PL 94-265.

4. ON JANUARY 19 EMBOFF MADE SAME PRESENTATION DESCRIBED

PARAS 2 AND 3 TO DR. LUIS RIVAS, DIRECTOR OF THE GOV FUNDED FUNDACION LA SALLE DE CIENCIAS NATURALES. IT WAS THIS ORGANIZATION THAT NOTIFIED EMBASSY THAT TWO VENEZUELAN FLAG FISHING VESSELS INTENDED TO FISH NEAR BOSTON OUTSIDE OF THE 12-MILE TERRITORIAL ZONE. DR. RIVAS EXPRESSED SOME UNHAPPINESS, STATING THAT THE TWO VESSELS HAD BEEN SENT TO FISH FOR SQUID AND OCTOPUS IN THOSE WATERS WITH THE EXPRESS PURPOSE OF ESTABLISHING A PRECEDENT BEFORE PL 94-265 CAME INTO FORCE. DR. RIVAS CONTRASTED THE IMPLEMENTATION OF PL 94-265 FISHERY AND THE EXCLUSION OF VENEZUELAN FISHERMEN FROM THE U.S. CONSERVATION ZONE TO THE FACT THAT U.S. FISHING VESSELS HAVE BEEN FISHING FOR "TUNA AND SHRIMP" OFF THE VENEZUELAN COAST FOR A LONG TIME. HE OBSERVED THAT THIS UNILATERAL ACTION BY THE U.S. WILL ACCELERATE UNILATERAL CLAIMS BY AN INCREASING NUMBER OF NATIONS. DR. RIVAS SAID THAT THE TWO VENEZUELAN VESSELS OFF U.S. COAST WERE ONLY FISHING FOR SQUID AND OCTOPUS AND MAINTAINED THAT THESE TWO SPECIES ARE NOT IMPORTANT IN THE U.S. SEAFOOD DIET, BUT REPRESENT POTENTIAL INCREASE IN NON-TRADITIONAL VENEZUELAN EXPORTS TO EUROPE. EMBOFF ALSO INFORMED DR. RIVAS THAT THE PROSPECTS FOR NEGOTIATING A U.S./VENEZUELAN FISHERIES ACCORD ARE NOT GOOD. ALTHOUGH ANNOYED, DR. RIVAS UNDERSTOOD THE MESSAGE AND STATED HE WOULD INFORM OTHER ELEMENTS OF GOV INTERESTED IN THIS MATTER.

5. IN ADDITION, EMBASSY SENT LETTER TO GOV'S INSITUTE OF FOREIGN COMMERCE, OUTLINING CONTENT AND IMPLICATIONS OF PL 94-265. EMBASSY WILL REPORT ANY FURTHER VENEZUELAN REACTIONS.

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PAGE 03 CARACA 00640 211626Z

VAKY

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
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**Disposition Approved on Date:**  
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**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
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**Office:** ACTION OES  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
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**Original Previous Handling Restrictions:** n/a  
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**Subject:** P.L. 94-265, FOREIGN FISHING OFF U.S. COAST AFTER MARCH 1, 1977  
**TAGS:** EFIS, PLOS, PFOR, VE, US  
**To:** STATE  
**Type:** TE  
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**Review Markings:**  
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